

L/PM - Schildge ok      PM/CPA - Greer ok  
NSC - Nilsson ok      PM/DTCL - KMaloney  
T - Katsapis ok      PM/DTC - RSKovac  
H - Cooper ok

Dear Madam Speaker:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed export of defense articles or defense services in the amount of \$100,000,000 or more.

The transaction described in the attached certification involves the export of defense articles from the United States to Canada in support of the transfer of title of one commercial communications satellite to Canada.

The United States Government is prepared to license the transfer of these items having taken into account political, military, economic, human rights, and arms control considerations.

More detailed information is contained in the formal certification which, though unclassified, contains business information submitted to the Department of State by the applicant, publication of which could cause competitive harm to the United States firm concerned.

Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
Nancy Pelosi,  
Speaker of the House of Representatives.

DEPARTMENT OF STATE  
TRANSMITTAL NO. DDTC 028-09  
CERTIFICATION OF PROPOSED ISSUANCE OF AN EXPORT  
APPROVAL PURSUANT TO SECTION 36(c)  
OF THE ARMS EXPORT CONTROL ACT

(1) Foreign Country to Which Transfer Will Be Made:

Canada

(2) Dollar Value of the Proposed Transfer:

(a) Current Notification Value: \$300,726,000

(b) Total Value: Initial Notification

(3) Description of the Transaction:

(a) Current Notification Scope: SkyTerra LP (US) requests authority to transfer title of the SkyTerra-2 Commercial Communications Satellite to SkyTerra Canada. The satellite was purchased by SkyTerra LP from Boeing Satellite Systems Inc. and will be delivered to SkyTerra LP upon initial ignition during launch via SeaLaunch or Proton. Canadian telecommunications law requires satellites using Canadian orbital slots to be owned and operated by Canadian controlled entities that comply with certain limitations on non-Canadian ownership. SkyTerra LP has entered into a Satellite Delivery Agreement (SDA) to procure the SkyTerra-2 satellite on behalf of, and deliver it to SkyTerra Canada. After transfer of title, SkyTerra LP will continue to provide on-orbit support to SkyTerra Canada as needed and will submit a separate amendment to SkyTerra LP's existing technical assistance agreement cover exports of technical data and defense services in the context of that on-orbit support.

(b) SkyTerra-2 has both L and Ku-band transponders providing wireless communications on land, sea, or in the air across North and Central America, northern South America, the Caribbean, Hawaii and coastal waters. The intended market is Public Safety/Homeland Security, Emergency Response, Law Enforcement, Military, Coast Guard, Trucking, Rail, Oil and Gas, Marine, Natural Resources, Utilities.

(c) Total Scope: Initial Notification

(4) Offset Arrangement: None

(5) Authorized Sales Territory: N/A

(6) Date Certification Delivered to Congress:

NOTE: This report, although unclassified, is derived from information submitted to the Department of State by the applicant, which is subject to the confidentiality requirements of section 38(e) of the Arms Export Control Act. Disclosure of an applicant's prices and customers could result in competitive injury.

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Transmittal No. DDTC 028-09

The Honorable  
Nancy Pelosi,  
Speaker of the House of Representatives.

Dear Mr. Chairman:

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
John F. Kerry, Chairman,  
Committee on Foreign Relations,  
United States Senate.

Dear Senator Lugar:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed export of defense articles or defense services in the amount of \$100,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
Richard G. Lugar,  
Committee on Foreign Relations,  
United States Senate.

Dear Ms. Ros-Lehtinen:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed export of defense articles or defense services in the amount of \$100,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
Ileana Ros-Lehtinen,  
Committee on Foreign Affairs,  
House of Representatives.

Dear Mr. Chairman:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed export of defense articles or defense services in the amount of \$100,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
Howard L. Berman, Chairman,  
Committee on Foreign Affairs,  
House of Representatives.



Dear Mr. President:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed export of defense articles or defense services in the amount of \$100,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 028-09

The Honorable  
Joseph R. Biden, Jr.,  
President of the Senate.